

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

DONNA CURLING, ET AL.,	)	
	)	
Plaintiffs,	)	
	)	CIVIL ACTION
vs.	)	
	)	FILE NO. 1:17-cv-2989-AT
BRAD RAFFENSPERGER,	)	
ET AL.,	)	
	)	
Defendants.	)	

**COALITION PLAINTIFFS' NOTICE OF INTENT TO SERVE SUBPOENA  
ON JANINE EVELER, COBB COUNTY ELECTIONS DIRECTOR**

Pursuant to Rule 45(a)(4) of the Federal Rules of Civil Procedure, Plaintiffs Coalition for Good Governance, William Digges III, Laura Digges, Ricardo Davis, and Megan Missett ("Coalition Plaintiffs") hereby notify all parties that they intend to serve a subpoena on Janine Eveler, Cobb County Elections Director, to obtain, *inter alia*, evidence concering the conduct of the Cobb County 2019 pilot elections and the retention of election records. *See* Exhibit 1 attached hereto.

This 23rd day of December, 2019.

Respectfully submitted,

/s/ Cary Ichter  
CARY ICHTER  
Georgia Bar No. 382515

**ICHTER DAVIS LLC**

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*Attorneys for Plaintiffs Coalition for Good  
Governance, William Digges III, Laura  
Digges, Ricardo Davis, and Megan Missett*

**CERTIFICATE OF COMPLIANCE**

I hereby certify that the foregoing document has been prepared in accordance with the font type and margin requirements of LR 5.1, using font type of Times New Roman and a point size of 14.

/s/ Cary Ichter

Cary Ichter

Georgia Bar No. 382515

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

<b>DONNA CURLING, ET AL.,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	<b>CIVIL ACTION</b>
<b>v.</b>	)	
	)	<b>FILE NO. 1:17-CV-2989-AT</b>
<b>BRAD RAFFENSPERGER, ET AL.,</b>	)	
	)	
<b>Defendants.</b>	)	

**CERTIFICATE OF SERVICE**

I hereby certify that on December 23, 2019, I filed a copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA ON JANINE EVELER, COBB COUNTY ELECTIONS DIRECTOR**, with the Clerk of Court using the CM/ECF system, which will automatically send notification of such filing to all attorneys of record.

/s/ Cary Ichter  
Cary Ichter  
Georgia Bar No. 382515



AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

## UNITED STATES DISTRICT COURT

for the  
Northern District of Georgia

DONNA CURLING, ET AL.,

*Plaintiff*

v.

BRIAN KEMP, ET AL.,

*Defendant*

Civil Action No. 1:17-CV-2989-AT

SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS  
OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTIONTo: Janine Eveler, Elections Director  
736 Whitlock Avenue, Suite 400, Marietta, Georgia 30064-4663*(Name of person to whom this subpoena is directed)*

☒ **Production:** YOU ARE COMMANDED to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material: See Exhibit "A".

Place: Ichter Davis, LLC 3340 Peachtree Road NE, Suite 1530 Atlanta, Georgia 30326	Date and Time:  January 10, 2020 at 10:00 a.m.
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☐ **Inspection of Premises:** YOU ARE COMMANDED to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Place:	Date and Time:
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The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: 12/23/2019

CLERK OF COURT

OR

Cary Ichter

*Signature of Clerk or Deputy Clerk**Attorney's signature*

The name, address, e-mail address, and telephone number of the attorney representing *(name of party)* Coalition Plaintiffs, \_\_\_\_\_, who issues or requests this subpoena, are:

Cary Ichter, 3340 Peachtree Road NE, Suite 1530, Atlanta, Georgia 30326, (404) 869-7600, cary@ichterdavis.com

## Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

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Civil Action No. 1:17-CV-2989-AT

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)*

I received this subpoena for *(name of individual and title, if any)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_.

☐ I served the subpoena by delivering a copy to the named person as follows: \_\_\_\_\_

\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the subpoena unexecuted because: \_\_\_\_\_

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also  
tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of  
\$ \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

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